



US Army Corps  
of Engineers  
Alaska District

# Public Notice of Application for Permit

Regulatory Branch  
CEPOA-CO-R  
Post Office Box 6898  
Elmendorf AFB, Alaska 99506-0898

PUBLIC NOTICE DATE:	July 5, 2006
EXPIRATION DATE:	August 4, 2006
REFERENCE NUMBER:	POA-2006-948-2
WATERWAY:	Wrangell Narrows

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States as described below and shown on the attached plan.

APPLICANT: Mr. David Rojcewicz, Post Office Box 633, Petersburg, Alaska 99833-0633.

AGENT: Mr. Kenneth H. Elmore, P.E., Post Office Box 371, Petersburg, Alaska 99833-0371; phone (907) 772-3284.

LOCATION: Within Section 14, T. 60 S., R. 79 E., Copper River Meridian; Latitude 56.6713° N., Longitude 132.9286° W.; Jeff Berg Subdivision, Lot 13D; near Petersburg, Alaska.

PURPOSE: To construct a single-family residence, two one-bedroom guest cottages, and a domestic wastewater system with a marine outfall.

WORK: To retain 286 cubic yards (CY) of clean shot rock in 0.065-acre of forested wetlands for a parking/storage pad and access road. In addition, 103 CY of material would be discharged in 0.095-acre of forested wetlands (0.083-acre previously cleared), and 0.072-acre below the high tide line for the construction of a wastewater tank and marine outfall pipe (see sheet 3 of 4 for detailed breakdown). The marine outfall pipe would extend to -5.0 feet below mean lower low water.

ADDITIONAL INFORMATION: The parking/storage pad and access road were constructed approximately 6-7 years ago, and approximately 0.083-acre of forested wetland had been cleared within the past two years by a previous owner. This work was not previously authorized and would be incorporated into any authorization the applicant would receive.

MITIGATION: No mitigation has been proposed.

WATER QUALITY CERTIFICATION: A permit for the described work will not be issued until a certification or waiver of certification as required under Section 401 of the Clean Water Act (Public Law 95-217), has been received from the Alaska Department of Environmental Conservation.

COASTAL ZONE MANAGEMENT ACT CERTIFICATION: Section 307(c)(3) of the Coastal Zone, Management Act of 1972, as amended by 16 U.S.C. 1456(c)(3), requires the applicant to certify that the described activity affecting land or water uses in the Coastal Zone complies with the Alaska Coastal Management Program. A permit will not be issued until the Office of Project Management and Permitting, Department of Natural Resources has concurred with the applicant's certification.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRS) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are no listed or eligible properties in the vicinity of the worksite. Consultation of the AHRS constitutes the extent of cultural resource investigations by the District Engineer at this time, and he is otherwise unaware of the presence of such resources. This application is being coordinated with the State Historic Preservation Office (SHPO). Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work.

TRIBAL CONSULTATION: The Alaska District fully supports tribal self-governance and government-to-government relations between the Federal government and Federally recognized Tribes. This notice invites participation by agencies, Tribes, and members of the public in the Federal decision-making process. In addition, Tribes with protected rights or resources that could be significantly affected by a proposed Federal action (e.g., a permit decision) have the right to consult with the Alaska District on a government-to-government basis. Views of each Tribe regarding protected rights and resources will be accorded due consideration in this process. This Public Notice serves as notification to the Tribes within the area potentially affected by the proposed work and invites their participation in the Federal decision-making process regarding the protected Tribal right or resource. Consultation may be initiated by the affected Tribe upon written request to the District Engineer during the public comment period.

ENDANGERED SPECIES: No threatened or endangered species are known to use the project area.

Preliminarily, the described activity will not affect threatened or endangered species, or modify their designated critical habitat, under the Endangered Species Act of 1973 (87 Stat. 844). This application is being

coordinated with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service. Any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The proposed work is being evaluated for possible effects to Essential Fish Habitat (EFH) pursuant to the Magnuson Stevens Fishery Conservation and Management Act of 1996 (MSFCMA), 16 U.S.C. *et seq* and associated federal regulations found at 50 CFR 600 Subpart K. The Alaska District includes areas of EFH as Fishery Management Plans. We have reviewed the January 20, 1999, North Pacific Fishery Management Council's Environmental Assessment to locate EFH area as identified by the National Marine Fisheries Service (NMFS). We have determined that the described activity within the proposed area will not adversely affect EFH, including anadromous fish and federally managed fishery resources.

SPECIAL AREA DESIGNATION: None.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. The decision whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur, are therefore determined by the outcome of the general balancing process. That decision should reflect the national concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Comments on the described work, with the reference number, should reach this office no later than the expiration date of this Public Notice to become part of the record and be considered in the decision. Please contact Nicole Hayes at (907) 753-2712, toll free from within Alaska at (800) 478-2712, or by email at nicole.m.hayes@poa02.usace.army.mil if further information is desired concerning this notice.

AUTHORITY: This permit will be issued or denied under the following authorities:

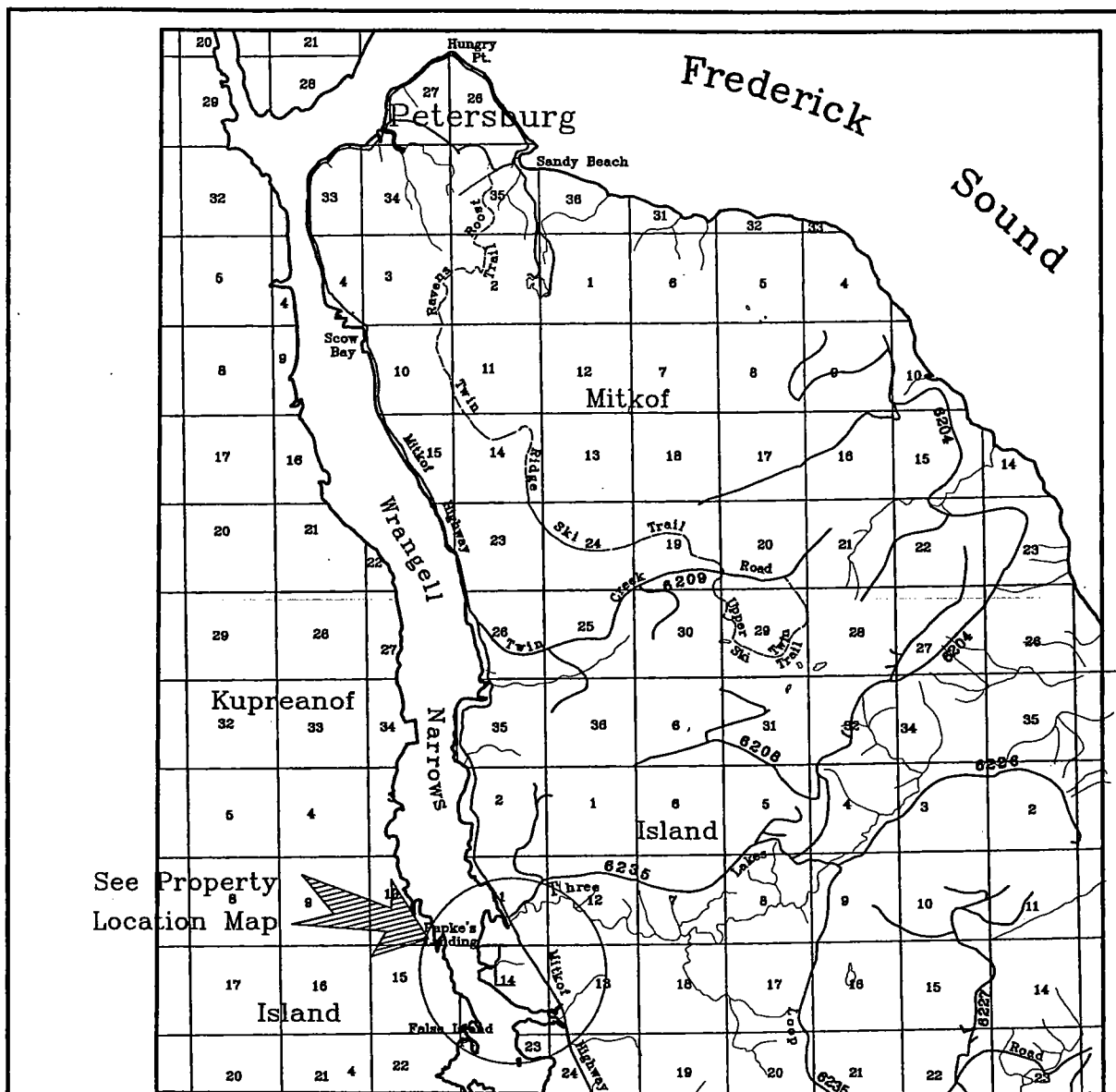
(X) Perform work in or affecting navigable waters of the United States - Section 10 Rivers and Harbors Act 1899 (33 U.S.C. 403).

(X) Discharge dredged or fill material into waters of the United States - Section 404 Clean Water Act (33 U.S.C. 1344). Therefore, our public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

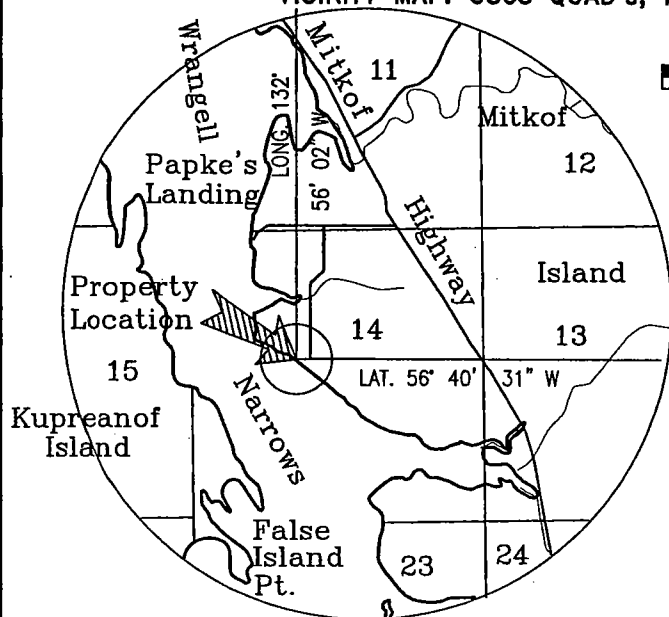
A plan, Notice of Application for Certification of Consistency with the Alaska Coastal Management Program, and Notice of Application for State Water Quality Certification are attached to this Public Notice.

District Engineer  
U.S. Army, Corps of Engineers

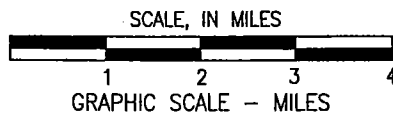
Attachments



VICINITY MAP: USGS QUAD's, Petersburg C-3, Petersburg D-3



PROPERTY LOCATION MAP



WRANGELL NARROWS:  
Project Location: Near Papke's Landing,,  
11 Miles South of Petersburg, AK

KENNETH H. ELMORE, P.E.  
P.O. Box 371, Petersburg, AK 99833

DATE PREPARED:  
5-12-2006

APPLICANT:  
David Roycewicz

DEPARTMENT OF THE ARMY PERMIT

Sec. 14, Township 60 S, Range 79 E, Meridian CRM

Scale: 1" = 2 Miles

## NOTES

1. Purpose: Construction of Seasonal Use Residence and Residential Septic Tank with Marine Outfall
2. Property Description: Lot 13F, Jeff Berg Subdivision, Section 14, T. 60 S., R. 79 E., C.R.M.
3. Project Location: 3/4 Mile south of Papke's Landing, Mitkof Island, 11 Miles South of Petersburg, AK
4. Adjacent Property Owners:  
 E 1/2, SE 1/4, NW 1/4: State of Alaska  
 Mental Health Trust, 550 W. 7th Ave.,  
 Suite 1430, Anchorage, AK 99501  
 Lot 12G: Clarence & Barbara Whittle, P.O. Box  
 Petersburg, AK 99833  
 Lots 13A, B, C: John & Pat Walkush, P.O. Box  
 Petersburg, AK 99833  
 Lot 13D: David Rojcewicz, P.O. Box 633,  
 Petersburg, AK 99833  
 Lot 13E: Mike & Vonda Neuneker,  
 P.O. Box 52, Petersburg, AK 99833  
 Lot 13F: Edward Crain, 1164 SE Scenic  
 View Dr., College Place, WA 99324

EXISTING LOTS ACCESS  
ROAD & PARKING PAD, TYP.

PROPOSED 4" Ø ABS OR  
PVC BUILDING SEWER FROM  
RESIDENCE TO SEPTIC TANK

PROPOSED 12 FT. BY 15 FT.  
GUEST COTTAGES

PROPOSED BUILDING  
SEWER CLEANOUTS

EXISTING 3180 S.F.  
PARTIAL CLEARED AREA,  
TO BE INCORPORATED IN  
PROPOSED LOT DEVELOPMENT  
PROPOSED 30 FT. BY  
35 FT., 1050 S.F.  
3-BEDROOM RESIDENCE

PROPOSED 10,000  
GALLON ABOVE-  
GROUND RAINWATER  
CATCHMENT CISTERN,  
TYP.

OUTFALL CLEANOUT

83.8' SEPARATION TO  
MEAN HIGH TIDE

1,000 GALLON 2-COMPARTMENT SEPTIC TANK; INSTALL WITH  
MINIMUM BURY TO TOP OF TANK OF 3 FEET PER 18 AAC 72.035,  
TABLE A. MANUFACTURE SEPTIC TANK TO MEET REQUIREMENTS  
OF 2003 UPC APPENDIX K AND 18 AAC 72.070

## WASTEWATER SYSTEM PLAN VIEW

0 20 40 60 80 100 100

GRAPHIC SCALE - FEET (HORIZONTAL)

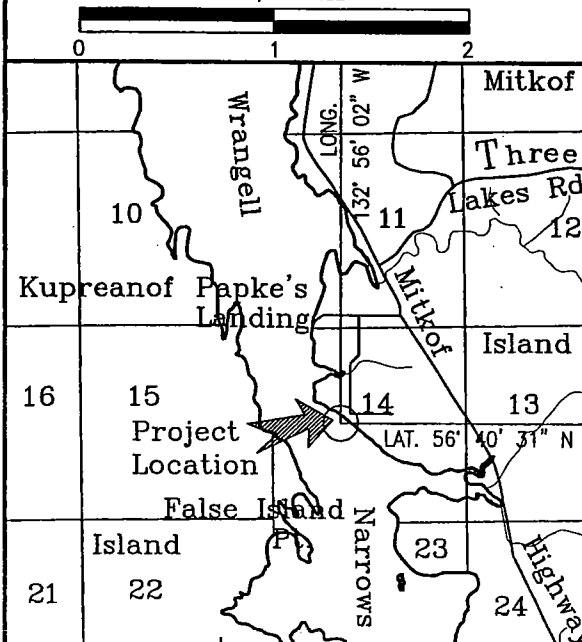


## WRANGELL NARROWS:

Project Location: 3/4 Mile south of Papke's Landing,  
Mitkof Island 11 Miles South of Petersburg, AK

## VICINITY MAP: USGS QUAD, Petersburg C-3

SCALE, IN MILES



5. See Table of Discharges, Fill Materials, Volumes, and Areas of Impact on Sheet 3 For Details of All Fill Discharges and Types

## PROJECT DATUM:

OBSERVED HIGH TIDE  
ELEVATION OF +15.4 FT.,  
AS CORRECTED FOR  
FINGER POINT, LINDENBERG  
PENINSULA ON 4/30/2006  
AND SURVEYED INTO THE  
MONUMENTED SE PROPERTY  
CORNER ABOVE THE HIGH  
TIDE LINE

**KENNETH H. ELMORE, P.E.**

P.O. Box 371, Petersburg, AK 99833

DATE PREPARED:  
5-12-2006

APPLICANT:  
David Rojcewicz

## DEPARTMENT OF THE ARMY PERMIT

Sec. 14, Township 60 S., Range 79 E., Meridian CRM

Scale: 1" = 100 ft.

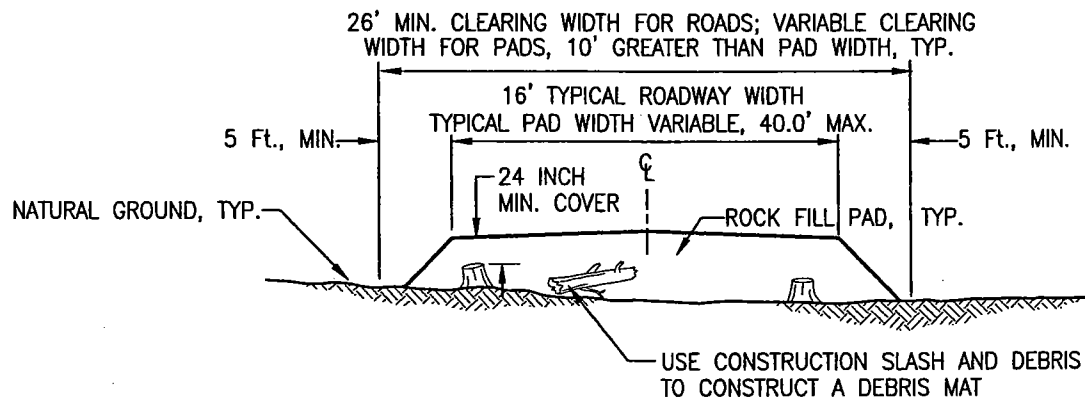
SHEET 2 OF 4

FILL MATERIAL DISCHARGES, VOLUMES, AND AREAS OF IMPACT				
DISCHARGE	TYPE OF MATERIAL	DIMENSIONS	VOLUMES	AREA OF IMPACT
Parking/Storage Pad (Existing)	Clean Shot Rock	750 Sq. Ft. x 2 Ft. Depth (Avg)	56 Cubic Yards	0.017 Acres
Other Lots Access Road (Existing)	Clean Shot Rock	2070 Sq. Ft. x 3 Ft. Depth (Avg)	230 Cubic Yards	0.048 Acres
Cleared Area (Existing)		37 Ft. x 84 Ft. = 3108 SF		0.071 Acres
Cleared Area (New)		480 SF		0.012 Acres
Wastewater Tank	Clean Pea Gravel	((2*14.3 Ft.+2*5 Ft.) x 3 Ft. x 7 Ft. + 11 Ft. x 14.3 Ft. x 1 Ft.	36 Cubic Yards	0.004 Acres **
Marine Outfall Pipe (Above HTL) (Between HTL & MHW) (Below MHW)	Clean Topsoil	1.5 Ft. x 171 Ft. x 1 Ft. (Avg)	10 Cubic Yards	0.012 Acres **
	Clean Course Sand	1 Ft. x 171 Ft. x 1 Ft. (Avg)	6 Cubic Yards	0.012 Acres new
	Native Beach Material	1.5 Ft. x 27 Ft. x 1 Ft. (Avg)	2 Cubic Yards	0.004 Acres
	Clean Course Sand	1 Ft. x 27 Ft. x 1 Ft. (Avg)	1 Cubic Yards	
	Native Beach Material	1.5 Ft. x 495 Ft. x 1 Ft. (Avg)	28 Cubic Yards	0.068 Acres
	Clean Course Sand	1 Ft. x 495 Ft. x 1 Ft. (Avg)	18 Cubic Yards	
	Clean Riprap		2 Cubic Yards	

Total Area of Impact: 0.232 Acres

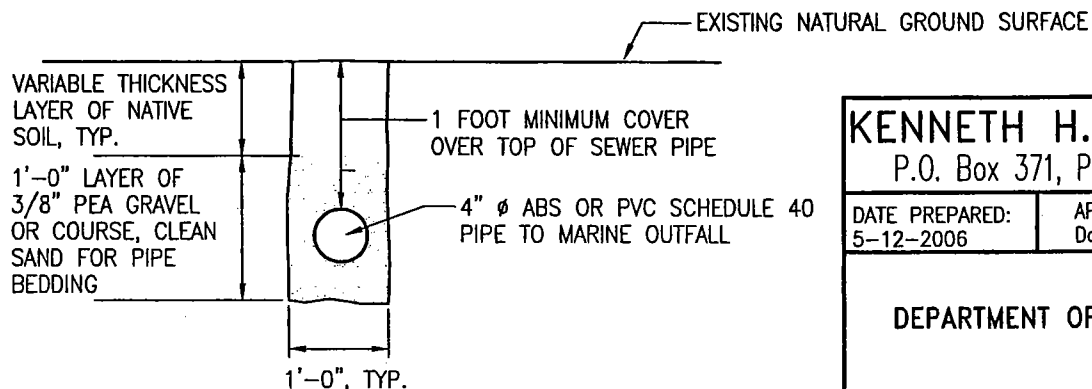
\*\* = Areas within existing Cleared Area

**NOTE:** DIMENSIONS SHOWN IN TABLE ABOVE ARE OVERALL FOOTPRINT DIMENSIONS UNLESS OTHERWISE IDENTIFIED AND CONTAINED IN ( )



STUMPS, CONSTRUCTION SLASH, AND DEBRIS NOT USED AS A MAT SHALL BE REMOVED FROM PROPERTY LOT AND DISPOSED OF IN CONTRACTOR'S ROCK PIT

**TYPICAL ROCK OVERLAY SECTION**  
NOT TO SCALE



**MARINE OUTFALL PIPE SECTION VIEW**  
NOT TO SCALE

**KENNETH H. ELMORE, P.E.**  
P.O. Box 371, Petersburg, AK 99833

DATE PREPARED:  
5-12-2006

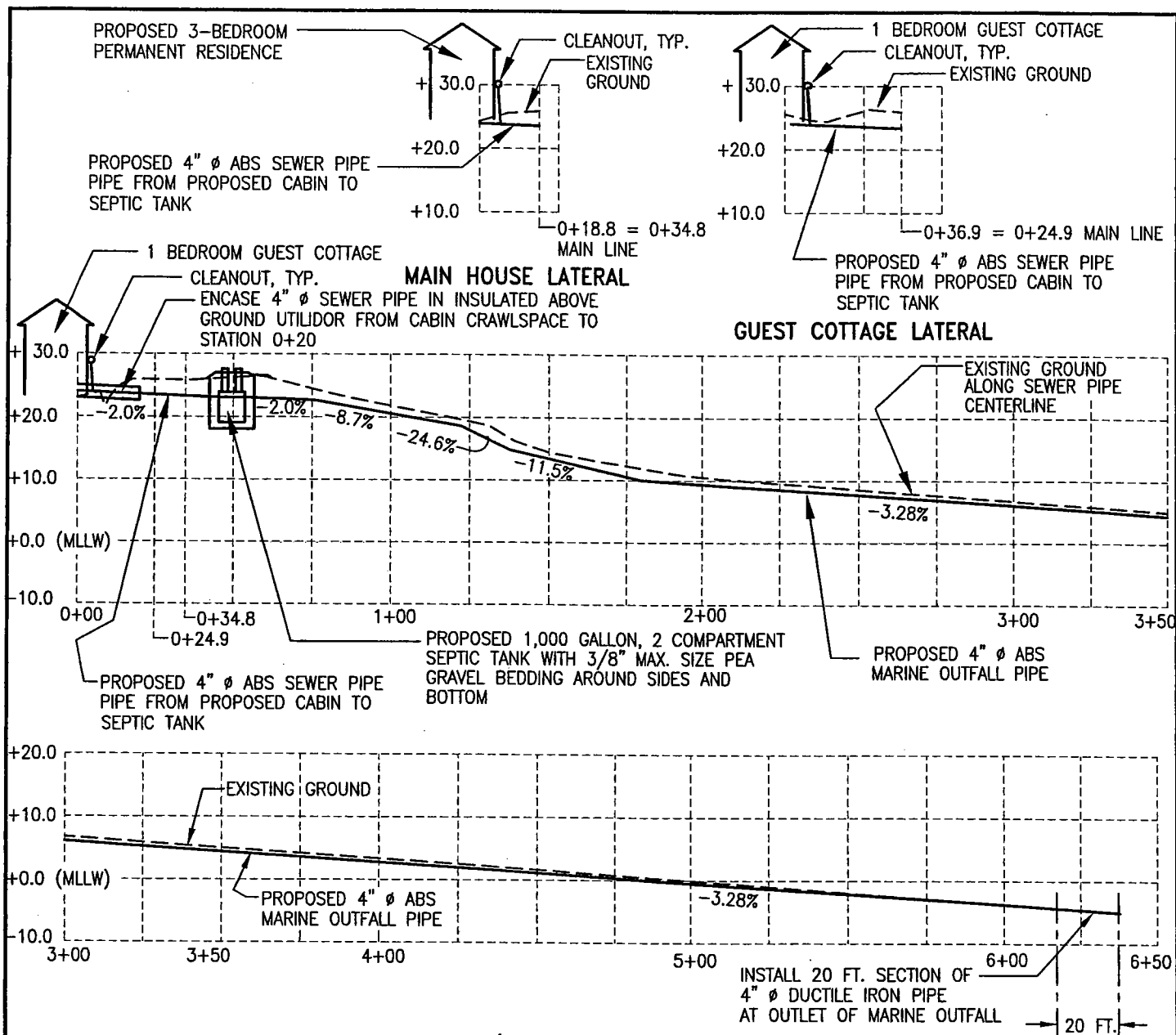
APPLICANT:  
David Roycewicz

**DEPARTMENT OF THE ARMY PERMIT**

Sec. 14, Township 60 S, Range 79 E, Meridian CRM

Scale: 1" = No Scale

SHEET 3 OF 4



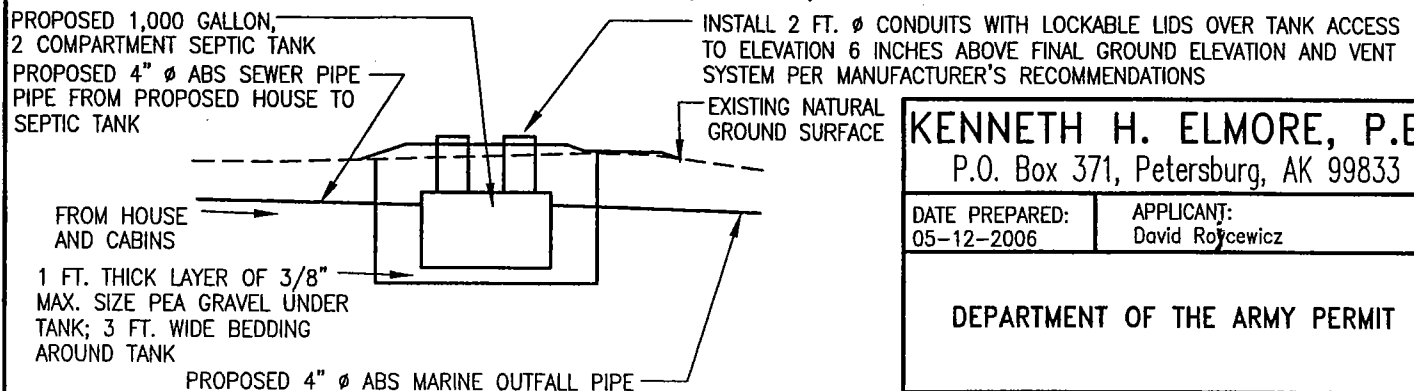
## WASTEWATER TANK/DRAIN FIELD PROFILE VIEW

VERTICAL SCALE EXAGGERATED BY FACTOR OF 2.0 RELATIVE TO HORIZONTAL SCALE

0 10 20 30 40 50 100



GRAPHIC SCALE - FEET (HORIZONTAL)



## SEPTIC TANK INSTALLATION DETAILS

NOT TO SCALE

**KENNETH H. ELMORE, P.E.**

P.O. Box 371, Petersburg, AK 99833

DATE PREPARED:  
05-12-2006

APPLICANT:  
David Rojewicz

DEPARTMENT OF THE ARMY PERMIT

Sec. 14, Township 60 S, Range 79 E, Meridian CRM

Scale: 1" = 50 ft.

SHEET 4 OF 4



# STATE OF ALASKA

OFFICE OF THE GOVERNOR

## DEPT. OF ENVIRONMENTAL CONSERVATION

### DIVISION OF WATER

401 Certification Program

Non-Point Source Water Pollution Control Program

### NOTICE OF APPLICATION FOR STATE WATER QUALITY CERTIFICATION

Any applicant for a federal license or permit to conduct an activity that might result in a discharge into navigable waters, in accordance with Section 401 of the Clean Water Act of 1977 (PL95-217), also must apply for and obtain certification from the Alaska Department of Environmental Conservation that the discharge will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. By agreement between the U.S. Army Corps of Engineers and the Department of Environmental Conservation, application for a Department of the Army permit to discharge dredged or fill material into navigable waters under Section 404 of the Clean Water Act also may serve as application for State Water Quality Certification.

Notice is hereby given that the application for a Department of the Army Permit described in the Corps of Engineers' Public Notice No **POA-2006-948-2, Wrangell Narrows**, serves as application for State Water Quality Certification from the Department of Environmental Conservation.

After reviewing the application, the Department may certify that there is reasonable assurance that the activity, and any discharge that might result, will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. The Department also may deny or waive certification.

Any person desiring to comment on the project with respect to Water Quality Certification may submit written comments within 30 days of the date of the Corps of Engineer's Public Notice to:

Department of Environmental Conservation  
WQM/401 Certification  
410 Willoughby Avenue  
Juneau, Alaska 99801-1795  
Telephone: (907) 465-5321  
FAX: (907) 465-5274

# STATE OF ALASKA

OFFICE OF THE GOVERNOR

**DEPARTMENT OF NATURAL RESOURCES  
OFFICE OF PROJECT MANAGEMENT AND PERMITTING**

OFFICE OF PROJECT MANAGEMENT AND PERMITTING  
302 GOLD STREET, SUITE 202  
JUNEAU, ALASKA 99801-1127  
PHONE: (907) 465-3562/FAX: (907) 465-3075

**NOTICE OF APPLICATION  
FOR  
CERTIFICATION OF CONSISTENCY WITH THE  
ALASKA COASTAL MANAGEMENT PROGRAM**

Notice is hereby given that a request is being filed with the Office of Project Management and Permitting for a consistency determination, as provided in Section 307(c)(3) of the Coastal Zone Management Act of 1972, as amended [16 U.S.C. 1456(c)(3)], that the project described in the Corps of Engineers Public Notice No **POA-2006-948-2, Wrangell Narrows**, will comply with the Alaska Coastal Management Program and that the project will be conducted in a manner consistent with that program.

This project is being reviewed for consistency with the Alaska Coastal Management Program. Written comments about the consistency of the project with the applicable ACMP statewide standards and district policies must be submitted to the Office of Project Management and Permitting. For information about this consistency review, contact OPMP at (907) 269-7470 or (907) 465-3562, or visit the ACMP web site at <http://www.gov.state.ak.us/gdc/Projects/projects.html>.